

500.40553CX1/E6146-06CI



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Tomoichi KAMO et al.

Serial No.

10/706,908

Filed

14 November 2003

For

FUEL CELL, FUEL CELL GENERATOR,

AND EQUIPMENT USING THE SAME

Group

1745

Examiner

Susy N. Tsang Foster

Conf. No

7659

## **INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97(b)**

Mail Stop Amendment
Commissioner for Patents

POB 1450

Alexandria, Virginia 22313-1450

14 December 2004

Sir:

In the matter of the above-identified application, Applicant hereby submits the attached information under 37 CFR §§1.97 and 1.98 for entry and consideration by the Office, and for printing on the first page of any patent issuing hereon, as listed on the accompanying Form PTO-1449 Equivalent.

Also attached is a copy of an European Search Report (ESR) issued 08 October 2004 in a foreign application corresponding to the subject US application, as well as copies of all of the foreign references cited therein. In accordance with 37 CFR §1.97(e), Applicant states that each item of information contained in this Information Disclosure Statement (IDS) was first cited in the attached ESR not more than three (3) months prior to the filing date of this IDS.

500.40553CX1/E6146-06CI Page 2

In accordance with the Final Rule under 37 CFR §1.98 effective 21 October 2004, no copies of US patents/published applications are submitted herewith.

Additionally, no separate concise explanation of relevance is submitted for each item of information not in the English language In accordance with 37 CFR §1.98(3) because an English language Abstract for the reference also is attached or, as indicated in MPEP §609IIIA(3), the attached English language Search Report cited by a foreign Patent Office in a counterpart foreign application indicates the degree of relevance found by the foreign Office.

This IDS is timely filed under 37 CFR §1.97(b) prior to the mailing of a first Office Action on the merits of the subject application, and includes the statement under §1.97(e). Accordingly, Applicant respectfully submits that, in the event the filing date of this IDS crosses the mailing date of a first Action on the merits, all requirements under 37 CFR §1.97(c) are complete and no fees are due for entry and consideration of the listed information.

Respectfully submitted,

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Attachments: PTO-1449 EPO SR 3 Refs.

	Form PTO-1449 Equivalent		U.S. DEPARTMENT OF COMMERCE   PATENT AND TRADEMARK OFFICE			ATTY. DKT. NO 500.40553CX1					
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